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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/851,121	05/09/2001	Robert G. Watkins	06975-071002	2317
26171	7590	07/12/2005	EXAMINER	
FISH & RICHARDSON P.C. P.O. BOX 1022 MINNEAPOLIS, MN 55440-1022				REVAK, CHRISTOPHER A
ART UNIT		PAPER NUMBER		
		2131		

DATE MAILED: 07/12/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

**Supplemental  
Notice of Allowability**

**Application No.**

09/851,121

**Applicant(s)**

WATKINS ET AL.

**Examiner**

Art Unit

Christopher A. Revak

2131

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1.  This communication is responsive to 6/7/05.

2.  The allowed claim(s) is/are 1-83.

3.  The drawings filed on 10/19/01 are accepted by the Examiner.

4.  Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).

a)  All    b)  Some\*    c)  None    of the:

1.  Certified copies of the priority documents have been received.

2.  Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.

3.  Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

5.  A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.

6.  CORRECTED DRAWINGS ( as "replacement sheets") must be submitted.

(a)  including changes required by the Notice of Draftsperson's Patent Drawing Review ( PTO-948) attached  
1)  hereto or 2)  to Paper No./Mail Date \_\_\_\_\_.

(b)  including changes required by the attached Examiner's Amendment / Comment or in the Office action of  
Paper No./Mail Date \_\_\_\_\_.

**Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).**

7.  DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

**Attachment(s)**

1.  Notice of References Cited (PTO-892)

5.  Notice of Informal Patent Application (PTO-152)

2.  Notice of Draftsperson's Patent Drawing Review (PTO-948)

6.  Interview Summary (PTO-413),  
Paper No./Mail Date 7/08/05.

3.  Information Disclosure Statements (PTO-1449 or PTO/SB/08),  
Paper No./Mail Date \_\_\_\_\_.

7.  Examiner's Amendment/Comment

4.  Examiner's Comment Regarding Requirement for Deposit  
of Biological Material

8.  Examiner's Statement of Reasons for Allowance

9.  Other \_\_\_\_\_.

*CLL*  
*7/13/05*

## **SUPPLEMENTAL NOTICE OF ALLOWANCE**

### **Examiner's Amendment**

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Barbara Benoit on July 8, 2005.

The application has been amended as follows:

In claim 30:

on line 1, delete –An apparatus- and insert “A communication system”;  
on line 2, delete –a host- and insert “the”;  
on line 3, delete –apparatus- and insert “communication system”; and  
on line 5, delete –a host- and insert “the”

In claim 31:

on line 1, delete –The apparatus- and insert “The communication system”

In claim 32:

on line 1, delete –The apparatus- and insert “The communication system”

In claim 33:

on line 1, delete –The apparatus- and insert “The communication system”

In claim 34:

on line 1, delete –The apparatus- and insert “The communication system”

In claim 35:

on line 1, delete –The apparatus- and insert “The communication system”

In claim 36:

on line 1, delete –The apparatus- and insert “The communication system”

In claim 38:

on line 1, delete –The apparatus- and insert “The communication system”

In claim 39:

on line 1, delete –The apparatus- and insert “The communication system”

In claim 40:

on line 1, delete –The apparatus- and insert “The communication system”

In claim 41:

on line 1, delete –The apparatus- and insert “The communication system”

In claim 42:

on line 1, delete –The apparatus- and insert “The communication system”

In claim 68:

on line 1, delete –The apparatus- and insert “The communication system”

In claim 69:

on line 1, delete –The apparatus- and insert “The communication system”

In claim 70:

on line 1, delete –The apparatus- and insert “The communication system”

In claim 71:

on line 1, delete –The apparatus- and insert “The communication system”

In claim 72:

on line 1, delete –The apparatus- and insert “The communication system”

In claim 73:

on line 1, delete –The apparatus- and insert “The communication system”

In claim 74:

on line 1, delete –The apparatus- and insert “The communication system”

In claim 75:

on line 1, delete –The apparatus- and insert “The communication system”

In claim 80:

on line 1, delete –An apparatus- and insert “A communication system”;

on line 2, delete –apparatus- and insert “communication system”; and

on line 4, delete –a host- and insert “the”

In claim 81:

on line 1, delete –An apparatus- and insert “A communication system”;

on line 2, delete –apparatus- and insert “communication system”; and

on line 4, delete –a host- and insert “the”

In claim 82:

on line 1, delete –The apparatus- and insert “The communication system”

In claim 83:

on line 1, delete –The apparatus- and insert “The communication system”

***Allowable Claims***

2. Claims 1-83 remain allowed over the prior art of record. Reasons for allowance have been recited on the communication issued on June 7, 2005.

***Conclusion***

3. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Christopher A. Revak whose telephone number is 571-272-3794. The examiner can normally be reached on Monday-Friday, 6:30am-4:00pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Ayaz Sheikh can be reached on 571-272-3795. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Christopher Revak  
AU 2131

*CR*  
*7/12/05*

*7/12/05*

Application/Control Number: 09/851,121  
Art Unit: 2131

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